

IN THE UNITED STATES DISTRICT COURT FOR THE TERRITORY OF HAWAII.

THE UNITED STATES, Plaintiff, vs. THE BOARD OF THE HAWAIIAN EVANGELICAL ASSOCIATION, et al., Defendants.

Action brought in said District Court, and the Petition filed in the office of the Clerk of said District Court, in Honolulu.

THE PRESIDENT OF THE UNITED STATES, GREETING:

THE BOARD OF THE HAWAIIAN EVANGELICAL ASSOCIATION, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; J. K. PHIMAND, L. L. JOSEPH, JONAH KAIWAE, S. K. PUPUHI and H. K. KAALAKEA, as Trustees of the KIPAHULU PROTESTANT CHURCH; THE KIPAHULU SUGAR COMPANY, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; KALELE OPIO; SAM KAMAKAU; MALIA PALAPALA, widow of KANAKAAUKAI, deceased; SAM PALAPALA; KANAKAAUKAI, KANOHONAHELE, KEALOHA NUI, ANNIE, whose full name is unknown, and MARY KUPHEA, heirs at law of KANAKAAUKAI, deceased; DAVID BROWN, HENRY SMITH, JANE BLACK and MARTHA GREEN, unknown heirs at law of KANAKAAUKAI, deceased; DAVID KUPHEA; H. HACKFELD and COMPANY, LIMITED, a corporation existing and doing business under and by virtue of the laws of the Territory of Hawaii; ISAAC P. HARBOTTLE; MARY K. HARBOTTLE; WILLIAM HARBOTTLE; DAVID H. HARBOTTLE; JAMES HARBOTTLE; FREDERICK KLAMP; AGNES G. KLAMP, wife of FREDERICK KLAMP; JOSEPH WHITE, WILLIAM DAVIS, HELEN JOHNSON and JULIA ROBERTS, unknown heirs at law of HALUALANI, deceased; THE TERRITORY OF HAWAII; and JAMES THOMPSON, JOHN GRAY, HENRY STONE, ELIZABETH STONE, MARY STILES and MARTHA STILES, unknown owners and claimants;

You are hereby directed to appear and answer the Petition in an action entitled as above, brought against you in the United States District Court, for the Territory of Hawaii, within twenty days from and after service upon you of a certified copy of Plaintiff's Petition herein, together with a certified copy of this Summons.

And you are hereby notified that unless you appear and answer as above required, the said Plaintiff will take judgment of condemnation of the lands described in the Petition herein and for any other relief demanded in the Petition.

WITNESS THE HONORABLE SANFORD B. DOLE and THE HONORABLE CHARLES F. CLEMONS, Judges of said District Court, this 30th day of June, in the year of our Lord one thousand nine hundred and eleven and of the independence of the United States the one hundred and thirty-fifth.

(Sgd) A. E. MURPHY, Clerk.
(Seal)
(Endorsed)

No. 77. UNITED STATES DISTRICT COURT, for the Territory of Hawaii, THE UNITED STATES OF AMERICA vs. THE BOARD OF THE HAWAIIAN EVANGELICAL ASSOCIATION, et al. SUMMONS. ROBERT W. BRECKONS, United States Attorney.

THE UNITED STATES OF AMERICA, Territory of Hawaii, City of Honolulu, ss.

I, A. E. MURPHY, Clerk of the United States District Court for the Territory and District of Hawaii, do hereby certify the foregoing to be a full, true and correct copy of the original Summons in the case of THE UNITED STATES OF AMERICA vs. THE BOARD OF THE HAWAIIAN EVANGELICAL ASSOCIATION, et al., as the same remains of record and on file in the office of the Clerk of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District Court this 29th day of June, A. D. 1911.

A. E. MURPHY, Clerk of United States District Court, Territory of Hawaii.

By GEO. R. CLARK, Deputy Clerk.

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MAGOON STATES LAUNDRY'S VALUE

J. Alfred Magoon has filed a supplemental answer to interrogatories in the suit of Troy Laundry Machinery Company, Ltd., vs. Sanitary Steam Laundry Company, Ltd., and J. Alfred Magoon. He says it is impossible for him, upon his own knowledge, to state fully what property was owned by the Sanitary Company on September 12, 1903, as no inventory was at that time, nor anywhere near that time, taken of the property of the company. But to the best of his knowledge, on information and belief, the property of the company at the time consisted of the following:

Three grey horses at \$75; 225; one grey mare, \$35; one black mare, \$50; harness for same, old and rotten, \$50; five wagons, very much dilapidated, \$150; four metal washers, \$200; one tumbler, \$50; two wooden washers, \$50; one wooden washer, metal head, \$50; shafting, belting and pulleys, \$150; two mangles, \$500; two engines, \$700; two boilers, \$100; dry rooms, \$50; two wringers, \$100; tables and office furniture, \$100; two safes, \$100; one starching machine, \$50; two polishers, \$175; one neck band iron, \$37.50; two body irons, \$75; Tyler machine, \$25; forty irons at 50c, \$20; ten truck boxes, more or less, \$30; three distributing boxes, more or less, \$30; distributing shelves, \$50; two stoves, \$15; fifteen ironing racks, \$30; supplies, approximately, \$250; 150 towel racks at \$2.50, \$375; towels, \$25; accounts, approximately, \$1000.

These sums amount to \$4837.50, besides which the respondent lists the following without values:

Lease from John Magoon of premises between Queen street and Kawaiahao lane, on which stands a two-story building, facing on Kawaiahao lane; one two-story wooden building, facing on Smith and Queen streets; one wooden building, two-story, facing on Queen street and Emily street; twenty-four wooden cottages between the laundry building and the building facing on Queen street.

The suit is to recover the price of laundry machinery furnished by plaintiff to an opposition company that was later absorbed by the Sanitary.

ARMY AND NAVY

(Continued from page nine.)

of etiquette demanded of a naval officer while in a foreign country. With his ship, the accused visited Vancouver, B. C., in July, and, it is said, involved seriously the friendly spirit of the United States in remarks passed at a dinner where himself and companion officers were being entertained by officers of the British navy.

Permanent Army for Philippines. WASHINGTON, August 21.—The United States Army is likely to be divided into a continental and an insular force. Major General Leonard Wood, chief of staff is developing a plan for establishing permanent regimental commands in the Philippines to take the place of the present expensive one of transporting entire regiments to and from the islands every two years. Under the new plan, officers would be sent out to the islands and regiments and ordered home, as is now done in the case of naval officers assigned or detached from duty with a vessel on a foreign station.

Powders Cause Death of Captain. PORT TOWNSEND, Wash., August 19.—Captain Frank T. Thornton, U. S. artillery corps, recently transferred from Fort Baker to command the Sixty-third Company at Fort Worden, was found dead in his quarters this morning. He had been suffering from insomnia, and apparently took an overdose of sleeping powders by mistake. He rose from the ranks to his present position, having enlisted as a private in company C, California heavy artillery volunteers, at the outbreak of the Spanish War. He leaves no family but an aunt living in Milwaukee.

Army and Navy Orders. WASHINGTON, August 16.—Army orders: Major John C. Gilmore, Jr., coast artillery corps, is relieved from duty at Fort Monroe, Virginia, and will proceed to San Francisco to take station at that place and report to the commanding General Western Division, for duty as assistant coast defense officer.

Colonel Robert N. Getty, infantry, unassigned, is detailed as member of examining board at Fort Leavenworth, Kansas, vice Colonel Francis H. French, infantry, unassigned, hereby relieved. Upon arrival in San Francisco, Colonel Getty will proceed to Fort Leavenworth, Kansas, for duty.

Chaplain Joseph H. Sutherland is transferred from 23d infantry to 12th infantry, and at expiration of present

leave reports to commanding officer, Presidio, Monterey, for duty pending arrival of his regiment at that station. Navy orders: Assistant Naval Constructor J. H. Walsh is detached from the navy yard at Puget sound to the Naval station at Cavite, Civil Engineer A. J. Menocal is detached from the navy yard at Pensacola to the Naval station at Cavite.

WASHINGTON, August 17.—Army orders: First Lieutenant Richard Park, engineers, has been granted leave until such time as will be necessary for him to sail from San Francisco, December 5th, for the Philippine islands.

Lieut. Colonel Willoughby Waite, engineers, is relieved from duty at Fort Flagler, Wash., to Fort Strong, Mass., for duty.

Major John L. Hayden, engineers, is relieved from duty at Fort Monroe Va., to Fort Flagler, Wash.

First Lieutenants Richard Park, Charles L. Hall and Clarence L. Sturtevant, engineers, are relieved from duty at the engineer school, Washington, D. C., to take effect October 5th and will proceed at the proper time to San Francisco and sail about December 5th for the Philippines for duty.

First Lieutenants Thomas M. Robbins and Jarvis J. Bain, engineer corps, are relieved from duty in the Philippine islands and will sail from Manila about January 15th for San Francisco, thence to Washington, D. C., for duty.

Navy orders—The following cable was received from the commander-in-chief of the Asiatic fleet:

Tsuruga, Japan—Commander C. S. Williams is detached from Albany to home; Commander R. H. Jackson is detached from naval station at Cavite to Albany; Lieutenant R. C. Smith is detached from Saratoga to home; Lieutenant E. P. Swartz to duty on Monadnock, Lieutenant W. T. Lightle to temporary duty at the naval station at Cavite; Assistant Surgeon R. D. Henry is detached from the Rainbow to Naval hospital at Canacao; Assistant Surgeon L. L. Pratt is detached from Naval Hospital at Canacao to Rainbow.

WASHINGTON, August 19.—Army orders: First Lieutenant Donald W. Strong, Seventh Infantry, is detailed for general recruiting service, and will proceed to Fort McDowell for duty relieving First Lieutenant Taylor M. Regan, cavalry (unassigned), from further duty in recruiting service.

The name of First Lieut. Donald W. Strong, Seventh Infantry, is placed on

the list of detached officers, and the name of First Lieut. Taylor M. Regan, cavalry, is removed therefrom, effective on August 18th. Lieut. Regan is assigned to the Fifteenth Cavalry.

WASHINGTON, August 21.—Army orders: Major Jacob F. Kreps, 22d infantry, is relieved from treatment at the General Hospital, Presidio, San Francisco, and will proceed to Fort Bayard, N. M., for treatment.

Leave of absence for one month to take effect after relief from duty in the Philippines division is granted Colonel John L. Chamberlain, inspector general.

Second Lieutenant Delmar S. Lenzner, coast artillery corps, is transferred from the 16th to the 11th company and will join his new station sailing from San Francisco for the Philippine islands about September 5.

Navy orders: Lieutenant S. C. Loomis to duty at the Navy recruiting station, Los Angeles.

Lieutenant A. Stanton is detached from the Navy recruiting station, Los Angeles, to duty in connection with fitting out of the Florida and to duty on board when placed in commission.

Troops Ordered to Border. WASHINGTON, August 16.—Because of threatened trouble in Lower California, incident to the Mexican government's endeavors to quell disturbances there, a troop of United States cavalry will be ordered to the frontier today to patrol the border from Yuma, Ariz., to San Diego, Cal.

SAN DIEGO, Cal., August 16.—That the Mexican government is preparing to prevent trouble in Lower California from now until after the presidential election in October, and that the United States Government evidently is to do all in its power to prevent violations of neutrality is stated by Dr. J. Diaz Prieto, Mexican consul in San Diego. Shown the dispatches from Washington regarding the sending of cavalry to patrol the line from San Diego to Yuma, he said:

"It is just a precaution being taken by the United States to prevent a repetition of the conditions which existed in the late revolution. With the national elections less than two months off the enemies of Mexico will probably make every effort to cause trouble. The Mexican gunboat Guerrero is now at Manzanillo taking on soldiers, who will be brought to Ensenada and distributed throughout Lower California as fast as possible.

"With the coming of American soldiers and warships we need have no fear of further trouble from adven-

turers who would bring arms and ammunition from your country to carry on a revolution in Mexican territory."

Artillery to Front.

SAN DIEGO, August 16.—The news from Washington, that United States cavalry would be ordered to the Mexican border tomorrow had scarcely been received before it was announced that the 115th company of Coast Artillery, which forms part of the garrison at Fort Rosecrans, had orders also to proceed to the frontier. Soon afterward, at 5:30 p. m., the artillerymen came from the fort to this city by steamer and at once took a train for La Mesa, where they are tonight.

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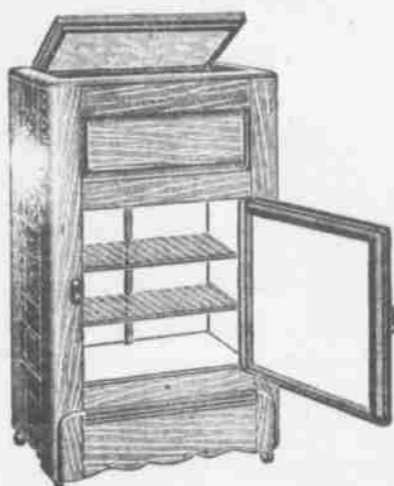
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